

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN 28 2002	
By _____	Clerk
_____	Deputy Clerk

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	SUBCASE NO(S).: 65-22411
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
_____	)	

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

OBJECTOR:

State of Idaho, Dept. of Lands

Steven J. Schuster 6/28/02
Steven J. Schuster date
Deputy Attorney General, DL

IDWR CONCURRENCE:

Roxanne Brown 6/28/02
Roxanne Brown date
Sr. Water Resource Agent
Idaho Dept. of Water Resource

CLAIMANT:

Jerald and Joseph Jennaio

Michael J. McDonagh 6/28/02
Michael J. McDonagh, Attorney date
Eberle Berlin Kading Turnbow & McKlveen

As to Form:

Garrick L. Baxter 6/28/02
Garrick L. Baxter date
Deputy Attorney General, IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
AMENDED RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-22411

NAME AND ADDRESS: JERALD JENNARO
JOSEPH JENNARO
C/O RHONDA JENNARO
4712 AMANDA PL
PLEASANTON CA 94566

SOURCE: LITTLE SQUAW CREEK TRIBUTARY: SQUAW CREEK

QUANTITY: 2.7 AFY

USE OF THIS RIGHT WITH RIGHT NO. 65-9539 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 231 AF.

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 11/01/1953

POINT OF DIVERSION:

T10N R01E S36 SENE Rediversion Within GEM County
T10N R01E S31 SWNW Lot 2 Rediversion Within GEM County
T11N R03E S31 NENE Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER FROM STORAGE	01/01 12/31	2.70 AFY

PLACE OF USE: STOCKWATER FROM STORAGE Within GEM County

T09N R01E S01 Lot 3 NENW	T09N R01E S02 Lot 1 NENE
T10N R01E S35 NESE	T10N R01E S35 SESE
T10N R01E S36 NENE	T10N R01E S36 NWNE
T10N R01E S36 SWNE	T10N R01E S36 SENE
T10N R01E S36 SENW	T10N R01E S36 NESW
T10N R01E S36 NWSW	T10N R01E S36 SWSW
T10N R01E S36 SESW	T10N R01E S36 NWSE
~~T10N R01E S36 SWNW~~	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Decreed

STOCKWATER, 200 RANGE CATTLE

ASSOCIATED WITH 65-9539

CERTIFICATE OF MAILING

I certify that on June 28, 2002, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☒ hand-delivered
☐ facsimile

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

Idaho Dept. of Lands
P.O. Box 83720
Boise, ID 83720-0050

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

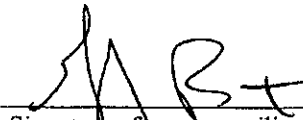
Michael J. McDonagh
Eberle Berlin Kading Turnbow & McKlveen
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Signature of person mailing this document